

WHY blame the fellow who tosses them out if you put on old shoes that don't fit.

## POSTSCRIPT

# ALL 42 MEXICANS KILLED

Eleventh Cavalry Surprises Bandits by Early Raid.

No American Casualties; Mexicans Beat Retreat.

## VILLISTAS LEAVE HORSES

Were Serenely Camped for Night in Adobe Huts.

Troopers Give Chase as Pursued Flee to Mountains.

Field Headquarters, near Namiagua, by Wireless to Columbus, N. M., May 6.—A full squadron of two hundred and thirty men of the Eleventh Cavalry surprised and routed a much larger force of Villa bandits at Ojo-Azuales, 17 miles south of Cushtulhuic, early yesterday.

By actual count 42 Mexicans were killed and a number wounded, but there were no American casualties.

The American command under Maj. Robert L. Howze has been pursuing the Villa bandits under Gen. Cruz Dominguez and Julio Acosta for several days when they encountered them, encamped in the huddled adobe huts of Ojo-Azuales.

The Mexicans were completely surprised and sprung from their pallets half clothed. After firing a few wild shots, they fled, each man sitting for himself, some of them were able to seize their horses, already loaded from a hard day's ride previously, but others made their way into the hills afoot.

In Major Howze's report he said the Villa bandits were absolutely and he was still pursuing scattered remnants of the band. The band engaged in the fight.

The band engaged in the largest remaining under the Villa standard and today's decisive victory gave much satisfaction to military men here. While the dispatch does not state, military men on the border believe that the band in the name of that which was defeated at Temohchie April 22 by Col. George A. Dodd's command.

## Capture 75 Horses.

San Antonio, May 6.—Forty-two Villistas were killed and number wounded and 75 horses and mules captured in a surprise attack delivered by six troops of the Eleventh Cavalry at Ojo-Azuales early yesterday morning. A report on the fight was forwarded from El Paso by General Funston.

There were no American casualties. The American troops commanded by Major Robert L. Howze made a night ride of 36 miles from San Antonio to surprise the bandits who were camped in the hills near Ojo-Azuales.

The band numbered 140 men and was commanded by Dominguez, Acosta and Aguirre.

From 30 Miles to Battle. The Villistas arrived at Ojo-Azuales the night before and attempted to take the town from the Carranza garrison. Meeting with resistance, they decided to wait until morning before renewing the effort.

Major Howze at San Antonio, 36 miles to the north, learned of the situation and at once set out with six troops of the Eleventh Cavalry to relieve the town. The command reached the outskirts of Ojo-Azuales shortly after dawn and took the bandits completely off their guard. Five Carranza soldiers were killed and others by the band, were released when the outlaws were put to flight.

General Pershing's Report. El Paso, May 6.—General Pershing's official report of the defeat of a band of Villa's men at Ojo-Azuales, by Major Howze, described the action as a cavalry charge with pistols, the first to occur since operations were begun. The men had been hidden 36 miles southwest of Cushtulhuic.

The pursuit of the scattered Mexicans was continued for two hours. Information that the band was near Ojo-Azuales had been secured by General Pershing's advance detachment of cavalry. The band was surprised and defeated a few days before that. The commanders were Cruz Dominguez, Antonio Arriola and Julio Acosta. General Pershing reported that the counted dead was 42. Seventy-five horses and mules were taken from the Mexicans and six Carranza prisoners they had been holding for execution. The number was not given.

Report De Facto Start Clash. El Paso, May 6.—Somewhere north of Parral, American troops have been attacked by Carranza detachments of General Luis Herrera's forces. Confidential advice to this effect have been received here by American mining men from agents in Parral. American detachments have been in progress in and around Parral since yesterday, these messages said. Eighteen Americans are in the mining center.

This information was transmitted to General Scott and Funston.

## Trip to Doom Is Honeymoon of Irish Rebel

Dublin, May 6.—Joseph Plunkett, one of the leaders in the rebellion, was married on four before he was put to death. In Miss Gifford, sister of Mrs. Thomas MacDonald, widow of one of the first rebels who was put to death after court martial.

# BREAK BETWEEN CARRANZA AND OBREGON SEEN

This Interpretation Put on First Chief's Delay.

"Interventionists" Predict Wider Split to Come.

## TRUCE WITH VILLA LEADERS

Bandit Generals Would Join War Against U. S.

Mex-U. S. Conference To Be Continued Today.

El Paso, May 6.—General Scott and General Funston planned today to hold another conference with General Obregon in the expectation that before it ended, the suggestions of the United States government for co-operative disposal of the Villa band in Mexico would take the form of a duly signed protocol.

Prior to the meeting, however, came reports from Juarez that were not quite so optimistic. It was reported that the negotiations might extend into still another session of the conference because General Carranza had expressed a wish for further discussion of the subject of the withdrawal of the American troops.

While the American conferees will listen attentively to any suggestion submitted by General Obregon, there is no chance that any change in the attitude of the United States will take place. The fact that General Carranza did not immediately endorse the tentative agreement entered into by General Obregon was seized upon by the "interventionists" here, who have been predicting a break between the first chief and his minister of war, they declare that the present situation is but a forerunner of a wider split to come between the two men.

Truce With Villistas. From authentic Mexican sources, it is learned, that during the conference held here and in Juarez, an inter-party truce has existed in Mexico with the understanding that if trouble arises between the de facto government and the United States, all factions would unite against the common enemy.

The truce is reported to have received messages by telegraph from various Villa chiefs saying that they are ready to put stated million rounds of ammunition now hid in the mountains as well as their own services at the disposal of the first chief, should a matter come up which might require the aid of the United States.

"There are now no Villa bands, only bandits," was the comment of General Obregon today. He is reported to have operations against Villa was mentioned.

There are no Villistas, as their cause is dead and gone," Obregon continued. "It is now only a hunt for outlaws without a flag. It is only a matter of time before they are cleared out of our country."

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## GERMANS GAIN ROUT FRENCH FROM TRENCH, BUT CAN'T ADVANCE.

Teuton Troops Kept Out of Position by Artillery.

Paris, May 6.—The French evacuated part of their trenches on the northern slope of Hill 204 on the Verdun front west of the Meuse as the result of an unusually violent bombardment by heavy German guns.

The war office statement of this afternoon says, however, that all efforts to break through the German line have been checked by French guns and that a fresh division of troops which the Germans brought into action sustained great losses.

Attacks north and northwest of Hill 204 were repulsed at the point of bayonets.

Turks Claim Victories. Constantinople, May 6.—Via London.—The following official statement was issued today by the Turkish army headquarters.

On the Irak front the situation is unchanged. The day before the surrender of the British army at Kut-el-Amara, one of our aeroplanes shot down two enemy machines.

"Caucasian front: One of our cavalry detachments surprised and destroyed a detachment of the enemy's cavalry. On the other fronts there is no news."

## SUE PEACE PLOT

Anti-Preparedness Tract Gets Ford Into Trouble.

Navy League Asks \$100,000 Libel From Henry.

Washington, May 6.—The Navy league filed a suit for libel in the district court against Henry Ford, the Detroit manufacturer, asking for \$100,000 damages.

The suit alleged libel in some of Ford's published statements opposing military preparedness.

Express Companies Show Profits. Washington, May 6.—Leading express companies of the United States according to figures published today by the interstate commerce commission, earned total profits of \$128,000 last January, as compared with a deficit of \$544,000 the same month a year ago.

## ENGLAND, TOO, ADOPTS MORE DAYLIGHT PLAN

London, May 6.—The "daylight saving" scheme by which the clock will be put ahead an hour, is expected to be approved by the house of commons on Monday and will go into effect the following Sunday morning.

## STILL NO "STILL"

County Officers Thought They Had Brewery on Tap.

Instead Near-Topeka Firm Was Faking Whisky.

48 QUARTS FOR 4 DOLLARS

Little Water, Some Sugar, Alcohol—Presto, Liquor!

Shawnee Officers Looking Up Legality of "Wonder Water."

Not long ago the word was passed around in official county circles that there was still in operation in Shawnee county, that within the shadow of the state house dome "the worm" was changing good Shawnee corn and rye into a brand of liquor that would make the proverbial jackrabbit spit in the proverbial bulldog's face.

The officers had the alleged location of the still. It was about twelve miles distant from the court house. They laid plans for an early morning raid. It was planned to leave Topeka about 3 o'clock in the morning in automobiles and swoop down upon the operators of the still when they changed shifts. Everything was going fine and the officers expected to make a clean up.

Then came the climax—the kind with an "anti" prefixed.

Some home-grown detective made a discovery. He discovered there was no still at all; that while it might be whisky that was being turned out, it lacked a lot of coming within the meaning of the word as set forth in the pharmacopeia. True, it had alcohol in it, but the alcohol was placed in it after the drink was made and the people supposed to be running the still were not selling the alcohol.

They were selling "Zanol" and Zanol is nothing more nor less than an extract made in Cincinnati. Since the "still" theory blew up Topeka has been a little more sober.

Must Get an Order. When attorneys win fees in divorce cases they must get an order for their fees promptly if they intend to include the fee as a part of the decree of divorce.

Rebecca M. Eisenble secured a divorce from A. Eisenble. An attorney's fee of \$250 was allowed. The attorney, however, neglected to get an order for his fee in the decree.

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# LIQUOR HOUSES GET A SETBACK IN HIGHER COURT

Decision of District Judge Upheld in Cooley Case.

Can't Collect for Goods Sold to Former Topekan.

## LABOR LAW CLEARED UP

Supreme Court Rules on Workmen's Compensation Act.

City Livestock Can Be Kept in a Barn.

(Supreme Court Decisions on page 17.)

Dick Cooley does not need to pay for intoxicating liquor delivered to him by Daniger Brothers of Kansas City during the time Cooley was owner of the Topeka baseball team. The supreme court today held the sale of liquors to Cooley was not a violation of the Kansas prohibitory liquor law and affirmed the verdict of the Shawnee county district court in denying the liquor company a judgment.

During the time Cooley was owner of the Topeka Western league baseball club, liquor was on certain occasions furnished to Daniger Brothers of Kansas City to themselves in Topeka. Here an agent is said to have delivered the bills of lading to Cooley, who then turned them over to the express or freight office.

When Cooley sold his ball team, he is said to have owed the Kansas City liquor house several hundred dollars. Proceeds of the sale were turned over to the Danigers taking action both for themselves and other liquor houses. When the case was called for trial, a demurrer was sustained and judgment entered for the defendant.

The sale was an evasion of the Kansas prohibitory liquor law. Title to the liquor did not change until the shipment had been made. Kansas, it was held, and for that reason the sale was made in Kansas in violation of law and the account was not collectible in a court of record. One of the cases the defendant pleaded payment of the accounts and a jury found for him. In the other cases, demurrers were sustained.

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## CHURCHES CELEBRATE BABY WEEK IN CHICAGO

New York, May 6.—Celebration of baby week began today with services in the synagogues throughout the city and the first of a series of clinics conducted by the Society for Relief of Crippled Children. Baby Sunday will be observed in all Catholic and Protestant churches tomorrow.

## OUT FOR COLONEL

Old Soldiers and Their Sons Are for Roosevelt.

Rough Rider's Strength Is Growing All Over Kansas.

## SENATOR MAHIN COMING BACK

Dr. Aldrich Also to Play a Return Engagement.

George W. Dart of Jewell Holds a Convention.

Hundreds of Kansas old soldiers have just made a ninety day trip over the state and there isn't a bit of question about a growing Roosevelt sentiment in Kansas, said Rufum, pursuing their tactics of Friday, the old soldiers and sons of veterans who denounce a weak foreign policy on the part of our nation. They have just made a ninety day trip over the state and there isn't a bit of question about a growing Roosevelt sentiment in Kansas, said Rufum, pursuing their tactics of Friday, the old soldiers and sons of veterans who denounce a weak foreign policy on the part of our nation. They have just made a ninety day trip over the state and there isn't a bit of question about a growing Roosevelt sentiment in Kansas, said Rufum, pursuing their tactics of Friday, the old soldiers and sons of veterans who denounce a weak foreign policy on the part of our nation.

Veterans who fought in the civil war are for a program of preparedness, Rufum declared. He also stated that sons of veterans are bitterly opposed to a wobbly and uncertain foreign policy and prefer a clean cut, emphatic program such as that which Roosevelt has adopted.

Rufum is one of the veteran traveling men of the state. For nearly forty years he has been enrolled as a knight of the trip and through his acquaintance in Kansas is able to gather a definite view of sentiment in various localities.

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# THIS AFTERNOON'S GAMES

At Wichita. 1 2 3 4 5 6 7 8 9 10 R.H.E. Topeka. 2 2 1 2 0 2 0 0 0 9 15 1

Wichita. 0 1 0 0 0 0 0 0 1 2 7 8 Batteries—Lambeth and Monroe; Pate and Gray.

At Omaha. 1 2 3 4 5 6 7 8 9 10 R.H.E. Sioux City. 0 0 0 0 0 8 0 0 1 4 10 1

Omaha. 0 0 0 3 0 0 2 0 3 5 7 2 Batteries—C. Watson and Livingstone; North and Krueger.

At Denver. 1 2 3 4 5 6 7 8 9 10 R.H.E. St. Joe. 0 0 0 0 0 0 0 0 0 0 0 0

Denver. 1 0 0 1 Batteries—Harper, Ayres and Henry; Bush and Schanz.

At Des Moines. 1 2 3 4 5 6 7 8 9 10 R.H.E. Lincoln. 0 1 0 0 0 0 0 0 0 1 6 1

Des Moines. 1 2 0 1 0 0 0 0 4 8 0 Batteries—East and Rohrer; Baker and Schar.

## POSTSCRIPT LAST MINUTE NEWS

Washington, May 6.—Overshadowing in many minds the question of the president's acceptance of the German reply is interest in the small paragraph in the heart of the German note relating to peace. When the president replies to Germany's paragraph may or may not be touched upon. Nevertheless, officials today in guarded manner intimated that something may result from that conference.

Reference Interpreted to Mean End of War Desired. Twice Offered to Make Peace, Declares Late Epistle.

RECALLS VISIT WITH EMPEROR Peace Proposal May Have Been Imparted to Gerard.

Wilson Has Awaited Suggestion From Some Belligerent.

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